

THE LEGISLATURE

PRAYERS BEFORE ROLL CALL OR ROLL CALL BEFORE PRAYERS WAS THE ISSUE SETTLED IN THE HOUSE THIS MORNING IN FAVOR OF PRAYERS FIRST—SALARIES FOR HOUSE EMPLOYEES ARE FIXED—RULES COMMITTEE REPORTS.

THE SENATE

Copies of the new "Revised Laws of Hawaii," most substantial volumes, were laid on the desks of the senators just before the Senate was called to order this morning.

Kalama was the only absentee when the Senate was called to order.

From the printing committee Lane reported that bills 1, 2, 3, 4, 18 and 19 were printed. He also offered a concurrent resolution, proposing the appointment of a joint committee of three from each house to translate bills, and prevent duplication of translation. The resolution was adopted and the President appointed Lane, Dickey and Randall on the Senate committee.

Paris introduced two bills, one to provide penalties for the punishment of persons impersonating officers and

IN THE HOUSE.

Prayers before roll-call or roll-call before prayer? That was the momentous question which tore the House of Representatives for fifteen minutes after its opening this morning. Speaker Knudsen called for roll-call but Rep. Kalepou objected on the ground that prayers should come first. Chaplain Deha was all ready to proceed with his appeal for Divine guidance but the Recording Angel had to wait while the debate surged far away on little Earth so lone.

Rep. Harris contended that roll-call should come first as otherwise the Speaker could not be formally assured that there was a quorum present.

But the passion for prayer was too strong and on division the "prayer-firsters" beat the "roll-callers" by 15 to 13.

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BALLOTS HAVE NUMBERS ON

THE INVESTIGATION OF THE ELECTION PROCEEDINGS BEFORE JUDGE DOLE—TERRILL TELLS HOW SAM JOHNSON'S "SCHOOL" WORKED ON ELECTION DAY—DOLE WILL NOT PRESIDE AT THE HEARING AFTER TODAY.

The ballots for delegate to Congress as cast in the recent election in the third and sixth districts, were opened before Judge Dole yesterday afternoon in the election contest hearing, in the presence of Chief Justice Frear. The examinations of the ballots in these districts indicated that more than half of them were cast with the numbers. This morning the examinations of ballots and records continued, it being the intention to go through all the ballots cast in every precinct. Then Secretary A. L. C. Atkinson will be recalled, to give further testimony as to the instructions given to election officers and the methods of their work.

The examinations of the ballots is regarded by the attorneys for the contestant as a most important part of their case and they claim that the results already produced are enough to show the election to have been invalid in that the ballots were cast with marks of identification on them. As soon as all the ballots have been opened, a count will be undertaken and a record will be made showing just how many have the numbers on them. In some cases torn off numbers were found in the ballot boxes, indicating that the election officers, while not wholly neglecting to tear off the numbers, did not do it at the proper time, or at least did not throw away the number as they should have done.

It is contended by McCants Stewart as counsel for the respondent that the mere presence of numbers on the ballots does not necessarily invalidate the election, but simply shows ignorance or carelessness on the part of the precinct officers. To declare the election void would be to disfranchise all who voted and this, it is claimed, will not be done even though the ballots are generally found to be numbered.

Judge Dole will cease to preside at the hearing after today, as the regular term of his court reopens on Monday. He has not been sitting in the character of a judge, but as a sort of commissioner.

missioner, and any notary may undertake the work. He has announced to the attorneys that he will not be able to keep on and the attorneys will proceed with someone else. Stenographer Bell of the Supreme Court was also compelled to withdraw.

Fred Terrill, former chairman of the Democratic Committee, was the last witness in behalf of Iaukea. His testimony as to precinct doings on election day created a good deal of amusement in the court room. Terrill testified that he was at one of Sam Johnson's precincts early in the morning. There were over a hundred men in line, employees of the public works department, each with a red ticket, and Johnson was there, as he put it, to "see that they voted right." They were jokingly called Sam Johnson's "school," said the witness. At the close of the day Sam was very jubilant. He said, "we've got 'em, the school worked like a charm."

The question of expense of the contest was incidentally discussed yesterday, and it appeared that both sides were relying upon the provision of Congress, to the effect that each side in such a hearing shall be allowed "not more than \$2,000." It is said that in addition to this expected remuneration for the contestant sums are being subscribed by patriotic local Democrats, for the services of attorneys Galbraith and Watson.

The opening of the sealed envelopes was finished this morning. The general result showed a majority not numbered, those first opened, from Maui, having shown the largest percentage of numbers. There was quite a variety of methods of doing the precinct work, but in general the precincts showed either all the ballots numbered or none numbered. In the second of the fifth there were no ballots at all, but the inspectors had carefully preserved and sealed up the torn off numbers. The envelopes from several of the Oahu precincts contained the protests filed on election day by Democrats.

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The Crisis In The Empire Of The Czar

(Associated Press Cable to The Star.)

ST. PETERSBURG, Feb. 18.—The Council of the Empire has been summoned for the purpose of considering the situation resulting from the assassinat of the Grand Duke Sergius at Moscow yesterday.

JAPAN'S ATTITUDE

TOKIO, Feb. 18.—The report that Japan had indicated the possible terms for peace with Russia, is officially denied today.

PRUSSIA MOVING FOR PEACE?

ST. PETERSBURG, Feb. 18.—Prince Leopold of Prussia is believed to be the bearer of a message from the Kaiser to the Emperor on the subject of Russia and Japan making peace.

FIVE KILLED

POTTSVILLE, Pa., Feb. 18.—Five men were killed and thirteen injured here today by a fall of rocks at the Lythe Colliery.

THE PANAMA RAILROAD

WASHINGTON, D. C., Feb. 18.—The House has begun investigating the affairs of the Panama Railroad Company.

DOWSETT COMPANY HAS AN ELECTION

HAWAIIAN TRUST CO. HEREAFTER TO BE MANAGER OF ESTATE'S AFFAIRS.

A new board of directors was elected at the annual meeting of the Dowsett Company, Limited, yesterday. E. R. Bishop remains as president, however, though the management is now with the Hawaiian Trust company. The company's affairs have been in the hands of the B. F. Dillingham Company until recently, when the change was made. The company was formed some years ago to manage the affairs of the Dowsett estate.

R. W. Shingle was elected vice president, David A. Dowsett treasurer, Zeno K. Meyers secretary and W. W. North auditor. Other directors are A. C. Dowsett, J. O. Young, and Mark Robinson.

JUDD HEARS THE FERRY CASE

PORTUGUESE ATTORNEY BELD FOR ALLEGED COMPLICITY IN KOLOA POSTOFFICE FRAUDS.

Joseph S. Ferry, the attorney arrested by Deputy U. S. Marshal Winter in connection with the Koloa post office frauds, had a hearing before Commissioner Judd in the office of District Attorney Breckons this morning. He was brought from Hilo on the Kinau. After the prosecution's case was in, though there appeared to be a doubt in the mind of Commissioner Judd, Ferry's attorney, A. S. Humphreys, said that the defendant was willing to have an order made binding him to appear before the Grand jury. A. G. Correa appeared with Humphreys for the defense. A bond of \$1,000 was taken, with Humphreys a surety. The latter stated that Ferry's wife in Hilo was in delicate health and that Ferry was anxious to get back to Hilo at once, also that she was not aware of the nature of the summons that had brought Ferry here, but thought he had been subpoenaed merely as a witness.

The evidence showed that a number of Postal Money orders of the Koloa, Kauai, office had been issued in Ferry's name, both as remitter and payee, for

HILO GRAND JURY RUSHED THINGS

COMPLETED ITS WORKS IN ONE DAY—RETURNED FOUR TRUE PILLS.

Legal business in the fourth circuit at Hilo was expedited this week in an unusual way. The grand jury brought in four true bills and completed all of its work in one day. Three indictments for murder and one for rape were returned by the grand jury. The three men charged with murder were brought to Honolulu today by Chester Doyle of the attorney general's department. They are charged with the murder of one Moriama on January 1. They are alleged to have called him out of his room and while two of them beat him with clubs, the third split open the victim's skull with a hatchet. They belong to the notorious Kunokushi gang.

Deputy Attorney General M. F. Prosser had charge of the criminal work for the attorney general's department and certainly expedited matters in a very effective manner. He returned today by the steamer Kinau.

which no money was paid to the Postmaster, Rego. Thirty-five such orders were issued on the 27th of June. Ferry was the applicant for each and he came to Honolulu, collected the money and placed it to Rego's credit. It is claimed that no money was paid at the Koloa postoffice for the orders. John F. Spalding, former deputy postmaster under Rego, was one of the witnesses against Ferry, testifying that he had informed Ferry of the use that was being made of his name and that such use had continued after Ferry had been so informed. Inspector Frank J. Hare was also a witness called by Breckons.

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COUNTY GOVERNMENT BEFORE CONGRESS

DELEGATE KALANIANA'OLE AND HIS SECRETARY GEORGE B. McCLELLAN BEFORE THE HOUSE COMMITTEE ON TERRITORIES IN FAVOR OF AN AMENDMENT GIVING COUNTIES AND MUNICIPALITIES POWER TO ELECT THEIR BOARDS OF SUPERVISORS.

The following is an account of the proceedings before the House Committee on Territories on February 2, the Committee having under consideration a bill to amend the Territorial act by adding to Section 80 the following paragraph:

"Provided, however, That authority is hereby given to any county, district, or municipality to elect boards of supervisors, or other boards of a public nature, in accordance with laws that may be enacted by the legislature of the Territory of Hawaii providing for the establishing of county, district, or municipal government within the Territory of Hawaii."

The Chairman.—Gentlemen of the committee, we have before us this bill to amend section 80 of the organic law of Hawaii.

Statement of Mr. George B. McClellan. In the first place, gentlemen, in considering all of these Hawaiian matters you must have clearly in mind that

there is only one single government in the Territory of Hawaii. There is no county government, or anything but just the one single unit of government at the present time. It was clearly contemplated by the organic act, copies of which are of course here on file, that county government should be established within the Territory, and it is well understood, I think, by all of you gentlemen, that the question of centralization of the government in the Territory of Hawaii has been a very much discussed and disputed one, and there is a strong sentiment against the continuation of that centralization.

At the last session of the legislature—or, going back of that, at the election which selected the legislature two years ago—it was in the political plank of all parties that a county government should be established. On that everybody was united. The Republican party

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HANDS ACROSS THE SEA

THE GOVERNOR OF PORTO RICO FIGURATIVELY GRASPS THE HAND OF SECRETARY ATKINSON—ACROSS TWO OCEANS IN PLEASED FELICITATIONS OVER MUTUAL BENEFITS SECURED THROUGH COOPERATIVE EFFORT IN WASHINGTON.

Among the correspondence awaiting Governor Winthrop's letter follows: San Juan, January 9, 1905. "Hon. A. L. C. Atkinson, Secretary of Hawaii, Honolulu, Hawaii. "My Dear Mr. Atkinson: I received had been jointly made by the governor your telegram just as I was leaving



GOV. BRECKMAN WINTHROP

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and Atkinson to secure the use of New York so did not have the opportunity to see him and Hawaiian Coffee by both the War and Navy departments.

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